IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 314 OF 2005

MR.ARJUN MAHADEV HARMALKAR,SALIGAO,BARDEZ GOA ....Petitioners

Versus

THE STATE OF GOA THROUGH CHIEF SECRETARY AND 2 ORS., ...Respondents

Mr. A. N. S. Nadkarni with Mr. H. D. Naik, Advocates for the petitioner.

Mr. S. S. Kantak, Advocate General with Ms. R. Chodankar, Addl. Govt. Advocate for the respondents.

Coram:- R. M. LODHA &
N. A. BRITTO, JJ.

Date:- 30th August, 2005

P.C.

During the Course of motion hearing, Mr. Kantak, the learned Advocate General stated before us that the Notification dated 29.07.2005 is confined to Section 4 of the Land Acquisition Act, 1894 and the provision of sub-section (1) of Section 17 invoked in the said Notification is withdrawn by the State Government.

2. We accept the statment and in view thereof, the learned Counsel for the petitioner does not press the petition. We clarify that the Notification dated 29.7.2005 remines confined to Section 4 of the Land Acquisition Act, 1894 and the inquiry as contemplated under Section 5-A shall be proceeded with in accordance with law and the objections shall be filed by the petitioner within 30 days from today and the said objections shall be heard and disposed of accordingly.

3. With the aforesaid observation and clarification, the writ

petition stands disposed of.

R. M. LODHA, J.

N. A. BRITTO, J.